

CERTIFICATE AS TO RESOLUTION AND ADOPTING VOTE

I, the undersigned, being the duly qualified and acting recording officer of Madison County, Montana (the "County"), hereby certify that the attached resolution is a true copy of a Resolution entitled: "A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS SUBMITTING TO THE QUALIFIED ELECTORS OF MADISON COUNTY, MONTANA THE QUESTION OF ISSUING GENERAL OBLIGATION BONDS IN THE AMOUNT OF TEN MILLION DOLLARS (\$10,000,000), FOR THE PURPOSE OF DESIGNING, CONSTRUCTING AND EQUIPPING A COUNTY LAW ENFORCEMENT CENTER AND JAIL, AND AN ADDITION TO THE COUNTY COURTHOUSE TO ENLARGE THE CLERK AND RECORDER'S VAULT, AND MAKING IMPROVEMENTS TO THE COUNTY COURTHOUSE TO COMPLY WITH AMERICANS WITH DISABILITIES ACT REQUIREMENTS INCLUDING AN ELEVATOR AND HANDICAP ACCESSIBLE RESTROOMS, AND PAYING COSTS ASSOCIATED WITH THE SALE AND ISSUANCE OF THE BONDS" (the "Resolution"), on file in the original records of the County in my legal custody; that the Resolution was duly adopted by the Board of County Commissioners of the County at a regular meeting on August 21, 2006, and that the meeting was duly held by the Board of County Commissioners and was attended throughout by a quorum, pursuant to call and notice of such meeting given as required by law; and that the Resolution has not as of the date hereof been amended or repealed.

I further certify that, upon vote being taken on the Resolution at said meeting, the following Commissioners voted in favor thereof: _____
_____; voted against the same: _____
_____; abstained from voting thereon: _____
_____; or were absent: _____
_____.

WITNESS my hand and seal officially this ____ day of August, 2006.

(SEAL)

County Clerk and Recorder

RESOLUTION NO. 42-2006

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS SUBMITTING TO THE QUALIFIED ELECTORS OF MADISON COUNTY, MONTANA THE QUESTION OF ISSUING GENERAL OBLIGATION BONDS IN THE AMOUNT OF TEN MILLION DOLLARS (\$10,000,000), FOR THE PURPOSE OF DESIGNING, CONSTRUCTING AND EQUIPPING A COUNTY LAW ENFORCEMENT CENTER AND JAIL, AND AN ADDITION TO THE COUNTY COURTHOUSE TO ENLARGE THE CLERK AND RECORDER'S VAULT, AND MAKING IMPROVEMENTS TO THE COUNTY COURTHOUSE TO COMPLY WITH AMERICANS WITH DISABILITIES ACT REQUIREMENTS INCLUDING AN ELEVATOR AND HANDICAP ACCESSIBLE RESTROOMS, AND PAYING COSTS ASSOCIATED WITH THE SALE AND ISSUANCE OF THE BONDS

RECITALS

WHEREAS, the board of county commissioners of a county may issue bonds on the credit of the county for the purpose of constructing, erecting, or acquiring by purchase necessary public buildings within the county, under its control and authorized by law; making additions to and repairing buildings; and furnishing and equipping the same, upon approval of the electorate of the county; and

WHEREAS, a board is authorized pursuant to Section 7-7-2227(2), M.C.A., to call a bond election by adopting a resolution to that effect; and

WHEREAS, the Board of County Commissioners (the "Board") of Madison County, Montana (the "County"), has determined that there should be submitted to the electors of the County qualified to vote at bond elections the question of whether or not the Board shall be authorized to issue and sell bonds of the County in order to obtain funds for the purpose of designing, constructing and equipping a county law enforcement center and jail, and an addition to the county courthouse to enlarge the Clerk and Recorder's vault, and making improvements to the county courthouse to comply with Americans With Disabilities Act requirements including an elevator and handicap accessible restrooms, and paying costs associated with the sale and issuance of the bonds; and

WHEREAS, it is the judgment of the Board that the sum of Ten Million Dollars (\$10,000,000) will be necessary to carry out the purposes set forth above; and

WHEREAS, it is the judgment and determination of the Board that said bonds will be payable during a period not to exceed twenty (20) years and shall be redeemable on any interest payment date after half of the term for which they are issued; and

WHEREAS, it is the determination of the Board that the issuance of bonds in the amount of \$10,000,000 will not cause the County to exceed its indebtedness limitation.

NOW, THEREFORE, BE IT RESOLVED By the Board of County Commissioners of the County as follows:

1. Calling of the Election. The Board of County Commissioners of the County hereby calls and directs an election to be held in the County on November 7, 2006, which date is not less than 75 days after the passage of this resolution, for the purpose of voting on the question of whether or not the Board shall be authorized to issue and sell General Obligation Bonds of the County, in the amount of Ten Million Dollars (\$10,000,000), for the purpose of designing, constructing and equipping a county law enforcement center and jail, and an addition to the county courthouse to enlarge the Clerk and Recorder's vault, and making improvements to the county courthouse to comply with Americans With Disabilities Act requirements including an elevator and handicap accessible restrooms, and paying costs associated with the sale and issuance of the bonds. The bonds shall be payable from an ad valorem tax levied within the County in an amount sufficient repay the bonds, which will bear interest at a rate not to exceed the rate to be determined by the Board at a competitive sale, payable over a period of twenty (20) years. The election shall be held coincidentally with the general election on said date.

2. Conduct of Election. All qualified electors of the County shall be entitled to vote at the bond election. The County Election Administrator is hereby requested and authorized to give proper notice of the close of registration and thereafter prepare printed lists of the electors in the County entitled to vote in the election in the County and to conduct the election in the form and manner prescribed by law.

3. Notice of Election. The Election Administrator is hereby authorized and requested to cause notice of the call and holding of the election to be given by publishing notice at least once a week for the three consecutive weeks before the election in the *Madisonian*, a newspaper of general circulation in Madison County. The notice of election as published shall read substantially as follows:

NOTICE OF GENERAL OBLIGATION BOND ELECTION

November 7, 2006

NOTICE IS HEREBY GIVEN by the Board of County Commissioners (the "Board") of Madison County, Montana, that pursuant to Resolution No. 42-2006 duly adopted at a regular meeting of the Board on August 21, 2006, an election of the registered voters of Madison County, Montana will be held on November 7, 2006 for the purpose of voting on the question of whether or not the Board shall be authorized to issue and sell General Obligation Bonds of the County in the total aggregate principal amount of \$10,000,000 for the purpose of designing, constructing and equipping a county law enforcement center and jail, and an addition to the county courthouse to enlarge the Clerk and Recorder's vault, and making improvements to the county courthouse to comply with Americans With Disabilities Act requirements including an elevator and handicap accessible restrooms, and paying costs associated with the sale and issuance of the bonds. The bonds shall be payable from an ad valorem tax levied within the County in an amount sufficient repay the bonds, which will bear interest at a rate not to exceed the rate to be determined by the Board at a competitive sale, payable semiannually over a period of twenty (20) years and redeemable on any interest payment date after one-half the term.

The polls shall be open between the hours of 7:00 a.m. and 8:00 p.m. on the date of the election.

Absentee ballots may be obtained at the County Election Administrator's office until November 6, 2006.

DATED this ____ day of _____, 2006.

4. Ballots. The County Election Administrator is hereby requested to prepare suitable ballots for use at the election, and to distribute the same to the polling places, together with the precinct registers and any other necessary and proper election supplies.

5. Form of Ballot. The ballot shall be printed in substantially the following form:

OFFICIAL BALLOT
MADISON COUNTY, MONTANA
BOND ELECTION
NOVEMBER 7, 2006

INSTRUCTIONS TO VOTERS: Make an X or similar mark in the vacant square before the words "BONDS--YES" if you wish to vote for the bond issue; if you are opposed to the bond issue, make an X or similar mark in the square before the words "BONDS--NO".

Shall the Board of County Commissioners of Madison County, Montana be authorized to sell general obligation bonds of the County in the amount of Ten Million Dollars (\$10,000,000), bearing interest at a rate to be determined by the Board of County Commissioners at a competitive sale, payable semiannually, during a period of not more than 20 years, and redeemable on any interest payment date after one-half the term, for the purpose of designing, constructing and equipping a county law enforcement center and jail, and an addition to the county courthouse to enlarge the Clerk and Recorder's vault, and making improvements to the county courthouse to comply with Americans With Disabilities Act requirements including an elevator and handicap accessible restrooms, and paying costs associated with the sale and issuance of the bonds?

☐ BONDS — YES

☐ BONDS — NO

6. That a copy of this resolution will be provided to the Election Administrator as soon as possible after its adoption and approval in order to inform her of the details of the election and the pertinent requests and authorizations as to the conduct of the election.

Passed and approved this 21st day of August, 2006.

Chairman
Board of County Commissioners

ATTEST:

Clerk and Recorder

(SEAL)